

**EXHIBIT J**

**Prefiled Testimony of Daniel Meldazis**

**BEFORE THE  
PUBLIC SERVICE COMMISSION OF UTAH**

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In the Matter of the Application of	)	
Peerless Network of Utah, LLC	)	
For a Certificate of Public Convenience	)	Docket No. _____
And Necessity to Provide	)	
Facilities-based and Resold Local	)	PREFILED TESTIMONY
Exchange and Interexchange Services	)	

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**PREFILED DIRECT TESTIMONY OF DANIEL MELDAZIS  
ON BEHALF OF  
PEERLESS NETWORK OF UTAH, LLC**

1 1. Q. Please state your name and business address.

2 A. My name is Daniel Meldazis. My current business address is 222 S Riverside  
3 Plaza, Suite 2730, Chicago, IL 60606.

4 2. Q. By whom are you employed and in what capacity?

5 A. I am the Director Regulatory Affairs of Peerless Network of Utah, LLC  
6 (hereinafter "Peerless" or "Company").

7 3. Q. Please give a brief description of your background and experience.

8 A. I have been Director of Regulatory Affairs for Peerless Network since 2007. I am  
9 responsible for the day to day compliance with all federal, state and local  
10 regulations regarding telecommunications service and customer complaint  
11 resolution. In addition to regulatory compliance, I also assist in carrier disputes. I  
12 am also the company liaison for law enforcement agencies. Prior to my current  
13 position, I was the Senior Manager of Interconnection Services at Level 3  
14 Communications from 2006 to 2007. I have been the Director of Regulatory  
15 Affairs for Broadwing Communications from 2004 to 2006. I was the Senior  
16 Manager of Regulatory Affairs at Focal Communications Corporation. In the  
17 seven years I worked at Focal, I was responsible for carrier relations,  
18 interconnection agreement negotiations, tariffs, product development assistance,  
19 e-rate administration and annual reporting. I was also Focal's government  
20 relations expert and chairman of Focal's political action committee, a position I  
21 still hold. Before joining Focal in 1997, I held a variety of regulatory, network  
22 provisioning and outside plant positions with WorldCom, MFS Communications  
23 and GT0E. I have also served on various industry committees regarding  
24 numbering, OSS and local number portability. I had also served on the board of  
25 directors of the North American Billing and Collection, Inc. (NBANC) and  
26 represented Focal Communications Corporation on the board of directors of The

1 Civic Federation of Chicago, a municipal tax and budget advisory group.

2 I earned a Bachelors of Arts degree in Political Science from Southern Illinois  
3 University and I am a certified paralegal in civil litigation.

4 4. Q. What is the purpose of your testimony?

5 A. I am offering testimony in support of the Company's Application for a certificate of  
6 public convenience and necessity to provide facilities-based and resold local  
7 exchange and interexchange services. I will also explain the services that  
8 Peerless proposes to offer in Utah and describe the geographic area that the  
9 Company seeks to service. I will demonstrate that Peerless possesses sufficient  
10 technical, financial, and managerial resources to provide telecommunications  
11 services within the State of Utah.

12 5. Q. Explain the nature of the service that Peerless proposes to provide in Utah.

13 A. Peerless proposes to provide both facilities-based and resold non-switched  
14 dedicated and private line services that will provide ILECs, CLECs, ISPs, paging  
15 and cellular companies, cable companies, and government and corporate  
16 customers with broadband transmission services. Applicant's initial service  
17 offerings will consist of transport and access services for competitive carriers.  
18 *Applicant has no plans to provide dial tone services to end user customers at this*  
19 *time.* If future market conditions warrant, however, Applicant may expand its  
20 service offerings to include dial tone service, transit service and switched access.  
21 If Applicant does offer dial tone service in the future it will comply with all  
22 applicable state and federal regulations.

23 6. Q. Has Peerless registered to do business in Utah?

24 A. Peerless is organized under the laws of the State of Utah. A copy of the Articles  
25 of Organization issued by the Secretary of State is provided as Exhibit A in the  
26 Application.

- 1 7. Q. Where is Peerless currently certified?
- 2 A. The Company is not authorized to operate as a service provider in any  
3 jurisdiction. There is, however, generally a separate limited liability company set  
4 up for each of its affiliates by state as provided in Exhibit I of the Application.
- 5 8. Q. Does the Company possess sufficient managerial and technical resources and  
6 qualifications to provide all of the services requested in its Application?
- 7 A. Yes. The senior management of Peerless has great depth in the  
8 telecommunications industry and offers extensive technical and managerial  
9 expertise. The Company's managerial and technical resources and qualifications  
10 to provide the services contemplated herein are provided in Exhibit B of the  
11 Application.
- 12 9. Q. Describe the Company's financial ability to operate as a telecommunications  
13 reseller.
- 14 A. Peerless has the necessary capital to offer the proposed services. The financial  
15 ability and strength of Peerless to offer the proposed services is demonstrated in  
16 the financial statements submitted as Exhibits E and F of the Application.
- 17 10. Q. What type of customers does Peerless propose to serve?
- 18 A. Peerless will market its services primarily to other carriers and will not be  
19 marketing to residential or small business customers.
- 20 11. Q. Does Peerless own the switch used in routing calls?
- 21 A. Applicant intends to use a tandem switch and lease fiber optic facilities. However,  
22 where Applicant lacks facilities and where customer demand warrants, Applicant  
23 may resell the high capacity special access services, such as DS-1, DS-3, and  
24 multiplexing services, of other facilities-based carriers.

1 12. Q. Where in Utah does Peerless intend to offer its services and how will those  
2 services be offered?

3 A. Applicant will provide facilities-based and resold non-switched dedicated and  
4 private line services for the provision of broadband transmission services and will  
5 consist of transport and access services for competitive carriers to and from all  
6 points in Utah excluding those exchanges with less than 5,000 access lines that  
7 are served by incumbent telephone corporations with fewer than 30,000 access  
8 lines in the state.

9 13. Q. Will Peerless file tariffs or otherwise comply with the rules of the Commission  
10 applicable to Companies reselling the proposed services?

11 A. Yes.

12 14. Q. Describe the proposed Peerless Utah tariff.

13 A. The proposed Peerless tariff outlines the Company's initial service offerings,  
14 which will consist of transport and access services for competitive carriers. Since  
15 the Company has no plans to provide dial tone services to end user customers at  
16 this time, no such services are in the proposed tariff. If future market conditions  
17 warrant, however, Applicant may expand its service offerings to include dial tone  
18 service and make appropriate tariff filings at that time.

19 15. Q. Will Peerless provide free blocking of 900 and 700 type services?

20 A. Yes.

21

1 16. Q. How are trouble reports handled?

2 A. The Company maintains a network operations center that is staffed 24-hours a  
3 day. Customers can call the Company's toll free number to report problems. If the  
4 problem is determined to involve leased facilities, Customer Service  
5 Representatives will contact any relevant underlying carrier(s) upon whom the  
6 Company relies for maintenance and repair of network fault(s) affecting service.

7 17. Q. How are billing errors and complaints handled?

8 A. The Company's Customer Service Representative retrieves the customer's call  
9 detail and if warranted, issues a credit to the customer's subsequent bill. If the  
10 Customer Service Representative cannot resolve the problem, Management will  
11 handle the problem. If Management cannot resolve the problem, Management  
12 may refer the customer to the Commission. The Customer Service  
13 Representatives have call detail electronically available, including archived  
14 summaries of customers' bills that include the customer's history with Peerless.

15 18. Q. How will Utah consumers benefit from the Company's services?

16 A. The approval of this Application will serve the public interest by making available  
17 a variety of high quality, reliable broadband telecommunications services at  
18 highly competitive prices. Provision of local facilities-based services by Applicant  
19 will further the public interest through increased diversity of facilities and services  
20 in the rapidly growing telecommunications market. This diversity creates market  
21 incentives for all telecommunications providers in Utah to provide quality services  
22 at competitive prices. The approval of this Application will created increased  
23 choices for services and will enhance Utah's economic development. Moreover,  
24 approval of the Application will be consistent with the development of competition  
25 in the local telecommunications market.

26

1 19. Q. Do you believe Peerless has the ability to provide local exchange service within  
2 Utah?

3 A. Yes. Peerless has the managerial, technical, and financial ability to provide its  
4 telecommunications services within Utah. Peerless is a quality service provider  
5 and will provide a positive contribution to Utah.

6 20. Q. Does this conclude your testimony?

7 A. Yes.

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